

³ *Suspension Order at 2.*

resulting switched access rates, and it has made a revised filing to reflect these changes.⁴ In light of this revision, we find that no further investigation of ACS's annual access tariff rates is warranted.⁵

4. In the *Suspension Order*, we questioned whether NECA correctly forecast its demand projections and its revenue requirement.⁶ We also questioned NECA's use of special studies to develop rates for advanced services while it used a residual revenue requirement to develop rates for DS1 and other special access services.⁷ After reviewing NECA's filing, including the overhead loading NECA applied to advanced services and to other special access services, we find no basis for further investigation of NECA's 2002 annual access tariff rates.

5. The *Suspension Order* questioned whether VALOR correctly computed the lower formula exogenous cost adjustment (LFA) originally included in its 2001 annual access filing and whether VALOR's currently-stated LFA is correct.⁸ VALOR modified its prior-year LFA and has revised its Tariff Review Plan (TRP) for its 2002 annual access tariff to reflect this adjustment, and has filed a revised tariff to reflect these changes.⁹ In light of VALOR's revised TRP and tariff, we find no basis for further investigation of VALOR's annual access tariff rates.

6. The *Suspension Order* also questioned whether Vitelco correctly forecast its cash working capital revenue requirements and correctly assigned a portion of general support facilities (GSF) investment to the billing and collection category, as required by the *Rate-of-Return Access Charge Reform Order*.¹⁰ Revised tariff support data that Vitelco submitted after the *Suspension Order* shows that the carrier correctly calculated its cash working capital revenue requirements in accordance with our rules. Additionally, Vitelco has revised its allocation of GSF investment in order to assign a portion to the billing and collection category, and has filed a revised tariff to reflect this modification.¹¹ In light of this revision, we find no reason for further investigation of Vitelco's annual access tariff rates.

III. ORDERING CLAUSES

7. Accordingly, pursuant to sections 0.91, 0.291 and 1.113 of the Commission's

⁴ See ACS of Anchorage, Inc., Transmittal No. 16, Tariff FCC No.1 (issued July 30, 2002).

⁵ We note that, on the date of this order, General Communication, Inc. (GCI) filed a petition to suspend and incorporate into the current investigation ACS's recent tariff filing, Transmittal No. 16. General Communication, Inc. Petition to Suspend and Investigate, WCB/Pricing 02-12 (filed July 31, 2002). We decline GCI's invitation to incorporate ACS's most recent filing into the current investigation. We will respond to the remainder of GCI's petition after ACS has had the opportunity to respond to it.

⁶ *Suspension Order* at 2.

⁷ *Id.*

⁸ *Id.*

⁹ See VALOR Telecommunications Enterprises, LLC, Transmittal No. 22, Tariff FCC No. 1 (issued July 26, 2002).

¹⁰ *Suspension Order* at 2. See *Multi-Association Group (MAG) Plan for Regulation of Interstate Services of Non-Price Cap Incumbent Local Exchange Carriers and Interexchange Carriers*, CC Docket No. 00-256, Second Report and Order and Further Notice of Proposed Rulemaking, 16 FCC Rcd 19613 (2001) (*Rate-of-Return Access Charge Reform Order*).

¹¹ See Virgin Islands Telephone Corporation, Transmittal No. 50, Tariff FCC No. 1 (issued July 29, 2002).

rules, 47 C.F.R. §§ 0.91, 0.291, and 1.113, WE RECONSIDER ON OUR OWN MOTION our decision in the *Suspension Order*, WCB/Pricing 02-12, DA 02-1555, to suspend and investigate the 2002 annual access tariff rates of ACS of Anchorage, Inc., the National Exchange Carrier Association, VALOR Telecommunications Enterprises, LLC, and Virgin Islands Telephone Corporation.

8. IT IS ORDERED that, pursuant to sections 0.91 and 0.291 of the Commission's rules, 47 C.F.R. §§ 0.91 and 0.291, the tariff investigation and accounting order imposed in the *Suspension Order*, WCB/Pricing No. 02-12, DA 02-1555, ARE TERMINATED with respect to ACS of Anchorage, Inc., the National Exchange Carrier Association, VALOR Telecommunications Enterprises, LLC, and Virgin Islands Telephone Corporation, as indicated in this Order.

FEDERAL COMMUNICATIONS COMMISSION

Jeffrey H. Dygert
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Wireline Competition Bureau